

Atty Docket No. KYRA-410 US4

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

As a below named inventor, I her by declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

INTEGRATED SYSTEM FOR QUICKLY AND ACCURATELY IMAGING AND MODELING THREE-DIMENSIONAL OBJECTS

the specification of which (check one) ☒ is attached hereto or ☐ was filed on _____ as Application No. _____ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed
Yes No

Number Country Day/Month/Year Filed

Number Country Day/Month/Year Filed

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) below.

Application Number Filing Date

Application Number Filing Date

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

08/638,961 24 April 1996 Pending
Application Number Filing Date Status: Patented, Pending, Abandoned

PCT/US97/06793 24 April 1997 Pending
Application Number Filing Date Status: Patented, Pending, Abandoned

0917935-102398

I HEREBY APPOINT THE FOLLOWING AS MY ATTORNEYS WITH FULL POWER OF SUBSTITUTION TO PROSECUTE THIS APPLICATION AND TRANSACT ALL BUSINESS IN THE PATENT OFFICE CONNECTED THEREWITH:

Karl A. Limbach	18,689	Mark A. Dalla Valle	34,147	Kyla L. Harriel	41,816
George C. Limbach	19,305	Charles P. Sammut	28,901	Mayumi Maeda	40,075
John K. Uilkema	20,282	Mark C. Pickering	36,239	Kent J. Tobin	39,496
Neil A. Smith	25,441	Patricia Coleman James	37,155	Michael R. Ward	38,651
Veronica C. Devitt	29,375	Kathleen A. Frost	37,326	Steven M. Santisi	40,157
Ronald L. Yin	27,607	Alan S. Hodes	38,185	Charles L. Hamilton	42,624
Gerald T. Sekimura	30,103	Alan A. Limbach	39,749	Andrew V. Smith	43,132
Michael A. Stallman	29,444	Douglas C. Limbach	35,249	Heath W. Hoglund	41,076
Philip A. Girard	28,848	Brian J. Keating	39,520	William G. Goldman	42,590
Michael J. Pollock	29,098	Seong-Kun Oh*		J. Thomas McCarthy	22,420
Stephen M. Everett	30,050	Cameron A. King	41,897	Joel G. Ackerman	24,307
Alfred A. Equitz	30,922				

* Recognition under 37 CFR 10.9(b)

Send correspondence to Limbach & Limbach L.L.P.
Attn: Michael A. Stallman, Esq.
2001 Ferry Building
San Francisco, CA 94111
Telephone: 415/433-4150

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor BEN K. KACYRA

Inventor's signature _____ Date _____

Residence 240 Tappan Lane, Orinda, California 94563

Citizenship U.S.A.

Post Office Address 240 Tappan Lane, Orinda, California 94563

Full name of second joint inventor, if any, JERRY DIMSDALE

Inventor's signature _____ Date _____

Residence 2233 Parker Street, Berkeley, California 94704

Citizenship U.S.A.

Post Office Address 2233 Parker Street, Berkeley, California 94704

Full name of third joint inventor, if any, JONATHAN APOLLO KUNG

Inventor's signature _____ Date _____

Residence 2523 Ridge Road, Apt. 106, Berkeley, California 94709

Citizenship U.S.A.

Post Office Address 2523 Ridge Road, Apt. 106, Berkeley, California 94709

Applicant or Patentee: BEN K. KACYRA et al.

Attorney's

Docket No.: KYRA-410 US4

Appln. or Patent No.:

Filed or Issued: October 23, 1998For: INTEGRATED SYSTEM FOR QUICKLY AND ACCURATELY IMAGING AND MODELING THREE-DIMENSIONAL OBJECTS**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) and 1.27(o)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN CYRA TECHNOLOGIES, INC.ADDRESS OF CONCERN 8000 Capwell Drive, Oakland, California 94621

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled INTEGRATED SYSTEM FOR QUICKLY AND ACCURATELY IMAGING AND MODELING THREE-DIMENSIONAL OBJECTS by inventor(s) JERRY DIMSDALE et al. described in

- ☒ the specification filed herewith with title as listed above.
☐ application no. _____ filed _____
☐ patent no. _____ issued _____

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27).

NAME _____

ADDRESS _____
☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

NAME _____

ADDRESS _____
☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time or paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Ben K. KacyraTITLE OF PERSON OTHER THAN OWNER Chief Executive OfficerADDRESS OF PERSON SIGNING 8000 Capwell Drive, Oakland, California 94621SIGNATURE: [Signature]DATE: 10/21/98